

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., April 14, 2009, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Yates presiding. Members present were Cerny, Kimbrough, Simacek, Mueller, Galusha, and Capek. The County Clerk was present to record the minutes of the meeting. Victoria Bunker also attended the meeting as part of the Odegeo Leadership program.

Notice of the meeting was given by publication. A copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. Agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 2:46 p.m.

**MINUTES APPROVED**

Chairman of the Board, Yates approved the minutes of the March 24, 2009 Board meeting as presented.

**FEE REPORTS**

Simacek moved and Mueller seconded the motion to approve the following fee reports for the month of March along with the Rural Transit report:

**County Clerk:** \$11,021.86 (\$6,142.38 State share & \$4,879.48 County)  
**Sheriff:** \$1,456.06  
**Clerk of District Court:** \$867.80

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Kimbrough, Cerny, and Mueller  
Nays: None

The Chairman declared the motion carried.

**EMERGENCY MANAGEMENT VEHICLE**

Chairman of the Board, Yates submitted the three bids that were received for a used SUV for the emergency manager. Received the following bids: 2004 Chevrolet Tahoe LT from Woodhouse for \$19,994.00, 2005 Chevrolet Tahoe LT from Huber Automotive for \$23,855.00, and a 2005 Chevrolet Tahoe from JPK Investment Motors for \$18,995.00. Emergency Manager purchased the 2005 from JPK Investment Motors.

**GASRITE**

Tim Johnson with Gasrite was present to answer any questions that the Board had regarding the Gasrite presentation at the last Board meeting. At this point no action will be taken, will look at it again in the fall.

**SURPLUS**

After discussion, Kimbrough moved and Mueller seconded the motion to declared the 1997 Chevrolet Tahoe and a VCR as surplus. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Kimbrough, Cerny, Mueller, and Galusha  
Nays: None

The Chairman declared the motion carried.

**DRIVEWAY PERMITS**

Kimbrough moved and Capek seconded the motion to approve the following applications for driveway permits:

- John Dinneen – widen existing driveway to 40' on the east side of the NE ¼, Section 32-8-1, Exeter Township;
- Menke Family Trust – widen existing driveway to 30' on the north side of the NW ¼, Section 23-8-1, Exeter Township;
- Verna Schmer – widen existing driveway to 40' on the north side of the NE ¼, Section 7-7-4, Bennett Township;
- Lawrence Griess – widen two existing driveways to 40' on the east side of the NE ¼, Section 31-7-4, Bennett Township;
- East Range, LLC – widen existing driveway on the south side of the SE ¼, Section 33-5-2, Belle Prairie Township;
- Steve Ewalt – remove one and install two new driveways on the east side of the NE ¼, Section 10-6-3, Stanton Township;
- Rick Walters – remove and install a new driveway on the west side of the NW ¼, Section 19-6-3, Stanton Township;
- Irene Easton Trust – widen two existing driveways to 40' on the north side of the NW ¼, Section 25-6-4, Momence Township;
- Paul Mau – widen existing driveway to 40' on the east side of the NE ¼, Section 17-6-3, Stanton Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Kimbrough, Cerny, Mueller, Galusha, and Capek  
Nays: None

The Chairman declared the motion carried.

**CLEAN SILT PERMITS**

Cerny moved and Mueller seconded the motion to approve the following applications to clean silt from the road ditch:

- John Dinneen – clean silt along the east side of the NE ¼, Section 32-8-1, Exeter Township;
- Lawrence Griess – clean silt along the east side of the NE ¼, Section 31-7-4, Bennett Township;
- Sylvia Laun – clean silt along the west side of the NW ¼, Section 16-5-1, Franklin Township;
- Shane Peed – clean silt along the north and west side of the NW ¼, Section 11-8-2, Fairmont Township;
- Steve Ewalt – clean silt along the east side of the NE ¼, Section 10-6-3, Stanton Township;
- Roger Kimbrough – clean silt along the east side of the NE ¼, Section 26-6-3, Stanton Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Kimbrough, Cerny, Mueller, Galusha, Capek, and Yates  
Nays: None

The Chairman declared the motion carried.

**OCCUPY COUNTY RIGHT-OF-WAY**

Galusha moved and Simacek seconded the motion to approve the following applications to occupy county right-of-way:

Keith Peters – to bury electrical line between the NW ¼ of Section 30 and the SW ¼ of Section 19-8-4, Grafton Township. The owner agrees to cooperate fully with the officials of Fillmore County and will keep them fully informed of all construction or maintenance work required. The surface of the road will be restored to the same condition as it was prior to the work and such restoration will be accomplished to the reasonable satisfaction of Fillmore County Officials.

Upon roll call, the vote was as follows:

Ayes: Kimbrough, Cerny, Mueller, Galusha, Capek, Yates, and Simacek  
Nays: None

The Chairman declared the motion carried.

**CLEAN SILT PERMIT**

Mueller moved to approve the clean silt permit for Michael Dillon. After discussion, Mueller withdrew his motion from the floor.

**ENVIRONMENTAL ASSESSMENT**

Kim Plouzek with Public Health Solutions informed the Board of the Environmental Assessment that will be done in Fillmore County.

**REGION V SYSTEMS & SERVICES**

C. J. Johnson with Region V Systems gave an annual report and budget request for 2009-2010 of \$9,280.00 for mental health and \$1,637.00 for substance abuse which is the same as last year.

Dave Merrill with Region V Services gave the annual report and budget request for 2009-2010 of \$11,809.00 which is the same as last year. Both requests will be considered later this summer.

**CLAIMS**

The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM’s – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement, Ser – service, SS – social security, Sup – supplies, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

**GENERAL FUND:**

Howard F. Ach	Rent, Post, Mile	3,379.91
Lanny Ackerman	Mtgs, Mile	94.50
Ameritas Life Insurance Corp.	Ret	5,443.51
Jon Anderson	Uni, Post	68.58
Axis Capital, Inc.	Ser	243.32
Bear Graphics	Sup	605.23
Beyke Signs, Inc.	Sup	124.95
Black Hills Energy	Uti	1,334.64
Blue Valley Community Action Partnership	3 <sup>rd</sup> Qtr request	4,559.25
Buffalo County Sheriff	Ser	5.00
William L. Burgess	Uni	35.00

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Business World Products, Inc.	Sup, Ser	463.03
Daryl L. Callenius	Uni	35.00
City of Geneva	Uti	128.20
Constellation Engery	Uni	186.83
Contryman Associates, P.C.	Ser	1,200.00
County Veteran's Service Officer Assoc.	Wksh, Dues	90.00
Geraldine Daniels	Mile	62.70
Dell Marketing, L.P.	Equip	2,140.06
Duckwall – Alco Stores, Inc.	Sup	48.91
Eakes Office Plus	Sup	713.39
Earls Window Service	Ser	5.00
Sharon Elznic	Mtgs, Mile	71.40
Executive Copier Services	Ser	72.61
Fillmore County Clerk of District Court	Fees	242.00
Fillmore County Development Corp.	3 <sup>rd</sup> Qtr request	10,000.00
Fillmore County Hospital	Ser	77.00
Fillmore County Medical Center	Ser	4.00
Fillmore County Treasurer	Transfer, Post, Equip	60,284.91
First Concord Benefits Group, LLC	Ser, Deduct	4,066.70
The Garbage Co., Inc.	Ser	161.63
Geneva State Bank	Ser, SS	5,803.71
Geneva TV & Appliance, Inc.	Sup	18.00
Matt Harre	Mtgs, Mile	97.80
Hebron Journal Register	Ads	13.50
Hometown Leasing	Ser	704.65
Steve Julich	Uni, Post	47.65
Knoche Appraisal & Consulting, LLC	Ser, Mile	3,010.00
Stephen J. Kraviec	Ser, Post	1,701.56
Lafayette Life Insurance Co.	Insur	160.45
Lease Consultants Corp.	Ser	249.00
Loup Valley Lighting, Inc.	Sup	571.35
Madison County Sheriff's Dept.	Ser	16.65
Tom Manning	Mtgs, Mile	74.70
Terry L. Marshall	Uti	127.46
Maximus, Inc.	Ser	519.80
MIPS, Inc.	Ser, Equip.	3,258.72
Mark Morgan	Mtgs, Mile	46.50
Morley Most	Mtgs, Mile	94.50
Marvin Nadherny	Mtgs, Mile	28.20
Nebraska Public Power	Uti	890.27
The Nebraska Signal	Pro, Sup, Ads	878.41
Merle Noel	Mtgs, Mile	63.15
Reg Noel	Mtgs, Mile	63.15
Mary Novak	Sup	24.29
Paper Tiger Shredding	Ser	175.80
Platte County Sheriff Office	Ser	60.68
Platte Valley Communications of Hastings	Sup	96.94
Lyndsay Pohlmeier	Mile, Meals	210.04
Ralph's Geneva Tire & Service Center, Inc.	Rep	88.23
Region V Services	3 <sup>rd</sup> Qtr request	2,952.25
Steven G. Roemmich	Uni	35.00
Secretary of State	Ser	140.00
Seiler & Parker, P.C.	Ser, Mile	154.20
Seward County Sheriff	Ser	32.04
Shell Fleet Plus	Fuel	1,352.61
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Dept. of Motor Vehicles	Ser	4.00
Chad Summers	Uni	35.00
Barbara Trapp	Sup	16.99
UN-L IS-Telecommunications	Uti	20.97
Brandy VanDeWalle	Mile, Meals	110.81
Weaver Pharmacy	Sup	242.80
Daniel L. Werner	Ser, Mile	2,197.75
Eric Williams	Mile	75.90
Windstream	Uti	1,407.70
York County Sheriff	Ser	35.80
York News Times	Ads	97.76
Payroll	Salaries	79,280.97

**ROAD/BRIDGE FUND:**

Action Auto Supply	Parts, Sup	65.34
All Roads Barricade, Inc.	Sup	130.94
Alltel	Uti	146.99
Ameritas Life Insurance Corp.	Ret	3,209.30
Andrews Electric Co., Inc.	Sup	5.60
Auto Value Parts Stores	Parts, Sup	1,134.53
Black Hills Energy	Uti	753.02
Casey's General Store	Fuel	1,334.21
Century Lumber Center	Parts, Sup, Misc.	83.39

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City of Geneva	Uti	57.00
Dorchester Farmers Coop	Fuel	65.01
Farm Plan	Parts, Sup	188.94
Fastenal Company	Sup	56.27
Filter Care of Nebraska	Parts	193.05
Gana Trucking & Excavating	Gravel	30,062.10
The Garbage Company	Uti	78.76
Geneva Implement	Parts	52.67
Geneva State Bank	SS	3,577.32
Geneva Welding & Supply, Inc.	Parts, Sup	669.84
Grafton Oil	Sup	1,742.40
Grainger	Sup	64.60
Elmer Hessheimer	Sup	42.15
Kerry's Auto Repair & Service	Rep	12.00
L. J. Webb Contractor, Inc.	Equip	315.00
Lafayette Life Insurance Co.	Insur	87.99
Lichti Oil	Fuel, Parts, Rep	8,916.54
Michl Service	Fuel	49.00
Nebraska Assoc. County Engineers	Wksh	70.00
Nebraska Iowa Industrial Fasteners	Sup	100.84
Nebraska Public Power	Move Uti	57,967.48
The Nebraska Signal	Ads, Sup	680.71
Newman Traffic Signs	Sup	1,074.25
Nichols Construction	Gravel	46,149.82
Nick's Farm Store	Equip	242.99
Overland Sand & Gravel	Rep, Gravel	574.01
Patrice's Specialties	Rep	107.00
Perennial Public Power	Uti	57.12
Power Plan	Parts	358.55
R & D Parts	Sup	219.45
Ralph's Geneva Tire & Service	Tires, Rep	853.45
Shell Fleet Plus	Fuel	191.94
Speece Lewis Engineers	Ser	2,528.54
Village of Exeter	Uti	15.00
Village of Fairmont	Uti	34.09
Village of Grafton	Uti	21.07
Village of Milligan	Uti	23.49
Windstream	Uti	144.64
Payroll	Salaries	48,643.85
 <b><u>JUVENILE DIVERSION FUND:</u></b>		
Dave Wythers	Ser, Mile, Uti	2,941.00
 <b><u>EMPLOYMENT SECURITY FUND:</u></b>		
State of Nebraska Dept. of Labor	Unemployment	436.00
 <b><u>SENIOR SERVICES FUND:</u></b>		
Ameritas Life Insurance Corp.	Ret	267.40
Janet Bartek	Mile	77.00
Dawg's Smokehouse Café	HDM	266.50
Judy Dondlinger	Ser	156.00
Exeter Care Center	HDM	310.00
Exeter Senior Center	USDA	45.03
Fairmont Aging Services	USDA	176.56
Fillmore County Transit	Mile	45.00
Geneva Senior Center	Rent, USDA, Uti	779.41
Geneva State Bank	SS	341.78
Susan Kerl	Ser	156.00
Jeannine Krejci	Ser	144.00
Lafayette Life Insurance Company	Insur	9.00
Bette Mattox Manning	Ser	144.00
Brenda Motis	Mile, Wksh	155.25
Ron's Tavern	HDM	130.00
Shell Fleet Plus	Fuel	31.27
Rhonda Stokebrand	Mile, Post, Wksh	181.19
JoAnn Vavra	Ser	108.00
Payroll	Salaries	4,500.42
 <b><u>INHERITANCE TAX FUND:</u></b>		
Hall's Sand Blasting & Painting	Rep	500.00
 <b><u>ETHANOL PLANT ROAD BOND FUND:</u></b>		
UMB Bank, NA	Principal & Interest	41,931.25
 <b><u>HOSPITAL OPERATING FUND:</u></b>		
Fillmore County Hospital	March taxes	4,185.52
 <b><u>NOXIOUS WEED FUND:</u></b>		
Alltel	Uti	37.88

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Ameritas Life Insurance Corp.	Ret	11.81
Gaylord Craddock	Mile	93.50
Crete News, Inc.	Ads	96.00
Merlin Ehmen	Rent	220.00
Geneva State Bank	SS	74.60
Hastings Tribune	Ads	171.00
Frances Heinrichs	Mile, Sup, Post	118.59
Ron Isley	Mile	71.50
Wanda Moses	Sup	12.40
York News Times	Ads	164.38
Payroll	Salaries	975.00

**E911 COMMUNICATIONS FUND:**

Nebraska Public Power District	Uti	129.94
Windstream	Uti	885.07

**CLAIMS APPROVED**

Cerny moved and Mueller seconded the motion to approve the claims as presented. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Simacek, Kimbrough, and Cerny  
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

**SENIOR CENTER/SENIOR SERVICES STUDY**

Brenda Motis, Senior Services Administrator informed the Board that the City of Geneva is applying for a Community Development Block Grant (CDBG) to conduct a feasibility study in the amount of \$26,500.00, total study will cost approx. \$31,250.00. The CDBG will cover 75% of the cost with a 25% community match. This study will determine the future needs of the Geneva Senior Center, Senior Services, and Rural Transit. Brenda asked the Board if they would be willing to pay part of the 25% community match, which would be \$1,250.00. The Board approved this and requested Brenda to include it in her budget request.

**LEASING SPACE ON 911 TOWER**

After discussion with Emergency Manager, the Board decided that they would not allow anymore antennas to be placed on the tower until the State of Nebraska decided where they would need to place antennas due to a Coordination Agreement that the County has with the State of Nebraska.

**U.S. BANK PURCHASE CARDS**

Aaron Gilson with U. S. Bank gave a presentation via telephone regarding the U. S. Bank purchase cards that they are offering counties. Joan Ackland, Barbara Trapp, and Eric Williams were also present.

After discussion, Cerny moved and Mueller seconded the motion to allow the county to use the U. S. Bank purchase cards. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Kimbrough, Cerny, and Mueller  
Nays: None

The Chairman declared the motion carried.

**JAIL INSPECTION REPORT**

After last Board meeting a jail inspection was completed. It was reported that the cells could use some cleaning.

**ADJOURNMENT**

Agenda items "10 hour work day/holiday and Employee Performance Evaluations" were tabled until a future Board meeting. As there were no other items to come before the Board, Simacek moved and Capek seconded the motion to adjourn until 9:00 a.m., April 28, 2009. Upon roll call, the vote was as follows:

Ayes:  
Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman